

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 R. ALEXANDER ACOSTA,

5 Plaintiff,

6 v.

7 LOCAL 872, LABORERS
8 INTERNATIONAL UNION OF NORTH
AMERICA,

9 Defendant.
10

Case No. 2:18-cv-01185-JAD-CWH

ORDER

11 Presently before the court is the plaintiff's petition to enforce an administrative subpoena
12 *duces tecum* (ECF No. 1), filed on June 29, 2018, and plaintiff's declaration of proof of service of
13 the petition (ECF No. 3), filed on July 6, 2018. Under Rule 4(e) of the Federal Rules of Civil
14 Procedure, plaintiff must serve defendant by:

15 (1) following state law for serving a summons in an action brought in courts of
16 general jurisdiction in the state where the district court is located or where service
17 is made; or (2) doing any of the following: (A) delivering a copy of the summons
18 and of the complaint to the individual personally; (B) leaving a copy of each at
19 the individual's dwelling or usual place of abode with someone of suitable age and
discretion who resides there; or (C) delivering a copy of each to an agent
authorized by appointment or by law to receive service of process.

20 Plaintiff states in its declaration that defendant was served via electronic mail. It is unclear to the
21 court whether plaintiff served defendant in a manner recognized by Rule 4(e). Therefore, the
22 court orders plaintiff to submit a memorandum of points and authorities on the propriety of its
23 service via electronic mail.

24 IT IS SO ORDERED.

25 DATED: July 18, 2018

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28 C.W. HOFFMAN, JR.
UNITED STATES MAGISTRATE JUDGE